



General Assembly

February Session, 2008

**Substitute Bill No. 5265**

\* \_\_\_\_\_ HB05265HEDF IN030708 \_\_\_\_\_ \*

**AN ACT CONCERNING THE DEDUCTION FROM THE INCOME TAX  
FOR DONATIONS TO CHET.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 12-701a of the general statutes is repealed and the  
2 following is substituted in lieu thereof (*Effective from passage and*  
3 *applicable to taxable years commencing on or after January 1, 2008*):

4 [The maximum annual modification] (a) For contributions made  
5 during taxable years commencing on January 1, 2006, and January 1,  
6 2007, to all accounts established pursuant to any qualified state tuition  
7 program, as defined in Section 529(b) of the Internal Revenue Code,  
8 established and maintained by this state or any official, agency or  
9 instrumentality of the state, the maximum annual modification under  
10 subparagraph (B)(xiii) of subdivision (20) of subsection (a) of section  
11 12-701 of the 2008 supplement to the general statutes shall be equal to  
12 the amount of contributions to [all accounts established pursuant to  
13 any qualified state tuition program, as defined in Section 529(b) of the  
14 Internal Revenue Code, established and maintained by this state or  
15 any official, agency or instrumentality of the state] all such accounts,  
16 but shall not exceed five thousand dollars for each individual taxpayer,  
17 or ten thousand dollars for taxpayers filing a joint return. Any amount  
18 of a contribution that is not subtracted by the taxpayer in the year for  
19 which the contribution is made, on or after January 1, 2006, may be

20 carried forward as a subtraction from income for the succeeding five  
 21 years; provided the amount subtracted shall not exceed the maximum  
 22 allowed in each subsequent taxable year.

23 (b) For contributions made during taxable years commencing on or  
 24 after January 1, 2008, to all accounts established pursuant to any  
 25 qualified state tuition program, as defined in Section 529(b) of the  
 26 Internal Revenue Code, established and maintained by this state or  
 27 any official, agency or instrumentality of the state, the annual  
 28 modification under subparagraph (B)(xiii) of subdivision (20) of  
 29 subsection (a) of section 12-701 of the 2008 supplement to the general  
 30 statutes shall be equal to the amount of contributions to all such  
 31 accounts. Any amount of a contribution that is not subtracted by the  
 32 taxpayer in the year for which the contribution is made pursuant to  
 33 this subsection, may be carried forward as a subtraction from income  
 34 for the succeeding five years.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage and applicable to taxable years commencing on or after January 1, 2008</i>	12-701a

**HED****Joint Favorable Subst. C/R****FIN**